

Case No. 09-4526

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

ORDER

BEAVER COUNTY RETIREMENT BOARD, Individually and on behalf of all other similiary situated,

Plaintiff - Appellant

v.

LCA-VISION INC.; E. ANTHONY WOODS; STEVEN C. STRAUS; ALAN H. BUCKEY;
CRAIG P.R. JOFFE,

Defendants - Appellees

In accordance with Rule 33(d), Rules of the Sixth Circuit, and upon consideration of the Motion for Voluntary Dismissal filed by the Appellant,

It is **ORDERED** that the case is dismissed pursuant to 42(b), Federal Rules of Appellate Procedure.

**ENTERED PURSUANT TO RULE 33(d),
RULES OF THE SIXTH CIRCUIT**
Leonard Green, Clerk



Issued: January 07, 2010

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

Leonard Green
Clerk

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Filed: January 07, 2010

Mr. Xavier Alvarez

Mr. Grant S. Cowan

Mr. Joseph D. Daley

Mr. Henry Rosen

Re: Case No. 09-4526, *Beaver County Retirement Board v. LCA-Vision Inc., et al*
Originating Case No. : 07-00750

Dear Sir or Madam,

The Court issued the enclosed Order today in this case.

Sincerely yours,

s/Teresa Mack
Mediation Administrator

cc: Mr. James Bonini

Enclosure

No mandate to issue